



PATENT

Customer No. 22,852

Attorney Docket No. 5259.0018-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Peter SCHULTZ et al. ) Group Art Unit: 1731  
Application No.: 09/845,664 ) Examiner: Eric J. Hug  
Filed: April 30, 2001 )  
For: METHOD AND APPARATUS FOR )  
CREATING A REFRACTIVE GRADIENT )  
IN GLASS USING LASER ENERGY )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO RESTRICTION REQUIREMENT**

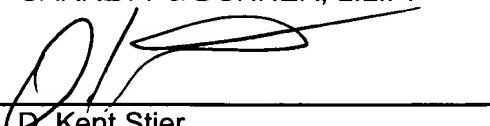
**Election of Claims Under 35 U.S.C. §121**

In the Office Action dated October 15, 2003, the Examiner required election under 35 U.S.C. § 121 between Claims 1-23 (Group I), and Claims 24-37 (Group II). In response to the restriction requirement, Applicants elect without traverse to prosecute Group I, Claims 1-23, drawn to a method for creating a refractive gradient within a glass tube or object, classified in Class 65, subclass 417.

Please grant any extensions of time required to enter this response and charge any additional required fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

By: 

D. Kent Stier  
Reg. No. 50,640  
(404) 653-6559

Dated: November 10, 2003